

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

FREDDIE FOUNTAIN, #1640115 §
VS. § CIVIL ACTION NO. 6:14cv277
K. NICOLE MITCHELL §

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore directly assigned to United States Magistrate Judge John D. Love. The Second Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts same as the findings and conclusions of the Court. It is therefore

ORDERED that the Second Report and Recommendation (docket entry #10) is **ADOPTED**. It is further

ORDERED that the Plaintiff's notice of voluntary dismissal (docket entry #9), construed as a motion to voluntarily dismiss the lawsuit, is **GRANTED**. It is further

ORDERED that the complaint is **DISMISSED** without prejudice. Fed. R. Civ. P. 41(a)(1).
It is finally

ORDERED that all motions not previously ruled on are **DENIED**.

It is SO ORDERED.

SIGNED this 6th day of June, 2014.

A handwritten signature in black ink, reading "Michael H. Schneider", written over a horizontal line.

MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE